



**MINUTES OF THE MEETING OF THE
LOCAL AGENCY FORMATION COMMISSION OF NAPA COUNTY**

APRIL 4, 2005

1. CALL TO ORDER; ROLL CALL
THE LOCAL AGENCY FORMATION COMMISSION OF NAPA COUNTY MET IN REGULAR SESSION, MONDAY, APRIL 4, 2005 AT 4:00 P.M. THE FOLLOWING MEMBERS WERE PRESENT: CHAIR LUPORINI, COMMISSIONERS KAY AND WAGENKNECHT. COMMISSIONER DODD WAS EXCUSED. ALTERNATE MEMBERS PRESENT: COMMISSIONER MARTIN AND MOSKOWITE (VOTING).
2. PLEDGE OF ALLEGIANCE
KEN SLAVENS LED THE SALUTE TO THE FLAG.
3. RECOGNITION OF SERVICE: KEN SLAVENS
CHAIR LUPORINI PRESENTED FORMER COMMISSIONER SLAVENS WITH A PLAQUE OF RECOGNITION FOR HIS LAFCO SERVICE FROM 2003 TO 2005, AND EACH COMMISSIONER PRESENTED HIM WITH THEIR COMMENTS.
4. APPROVAL OF MINUTES: FEBRUARY 7, 2005.
MEETING MINUTES OF FEBRUARY 7, 2005 WERE APPROVED.
K-H-M-L-W
5. PUBLIC COMMENT
NONE
6. CONSENT CALENDAR
 - a) **Congress Valley Water District: Correspondence relating to the *Comprehensive Water Service Study* (Information)**

The Commission will receive a report from staff summarizing a letter submitted to LAFCO from the Congress Valley Water District. The letter provides an overview of the District's recent activities with respect to addressing the issues raised as part of the Commission's *Comprehensive Water Service Study*.
 - b) **CONDUCTING AUTHORITY: Adoption of Resolution for *North Area District Annexation to CSA #3* (Action)**

The Commission shall adopt a resolution making determinations and ordering completion of proceedings for the *North Area District Annexation to CSA #3*.

ADOPTED RESOLUTION #05-06 **APPROVED: H-W-M-L-K**
 - c) ***Camilla Drive No. 4 District Annexation to the Napa Sanitation District* (Action)**

The Commission will consider a resolution approving annexation of approximately 1.2 acres of residential territory to the Napa Sanitation District. The subject territory is comprised of one parcel in the City of Napa. The annexation is intended to facilitate connection of an existing single family residence to the sewer system of the District. The proposal has 100% consent of property owners. (APN: 041-121-008)

ADOPTED RESOLUTION #05-07 **APPROVED: H-W-M-L-K**

6. CONSENT CALENDAR continued:

d) *Jefferson Street No. 7 District Annexation to the Napa Sanitation District (Action)*

The Commission will consider a resolution approving annexation of approximately 1.62 acres of residential territory to the Napa Sanitation District. The subject territory is comprised of two parcels and a right-of-way portion of Jefferson Street in the City of Napa. The annexation is intended to facilitate a proposed development project to subdivide the subject territory into nine single-family residential lots and a cul-de-sac. This project is referred to as the "Mayfield Lane Subdivision." The proposal has 100% consent of property owners. (APN: 038-100-005 and 038-100-006).

ADOPTED RESOLUTION #05-08

APPROVED: H-W-M-L-K

e) *Silver Trail No. 6 District Annexation to the Napa Sanitation District (Action)*

The Commission will consider a resolution approving annexation of approximately 6.36 acres of residential territory to the Napa Sanitation District. The subject territory is comprised of nine parcels and a right-of-way portion of Silver Trail in unincorporated Napa County. The annexation is intended to facilitate connection of nine existing single family residences to the sewer system of the District. The proposal has 100% consent of property owners. (APN: 060-331-001; 060-332-003; 060-331-002; 060-341-001; 060-341-003; 060-342-001; 060-342-003; 060-341-004; 060-341-005)

ADOPTED RESOLUTION #05-09

APPROVED: H-W-M-L-K

f) *Silver Trail No. 7 District Annexation to the Napa Sanitation District (Action)*

The Commission will consider a resolution approving annexation of approximately 0.89 acres of residential territory to the Napa Sanitation District. The subject territory is comprised of one parcel in unincorporated Napa County. The annexation is intended to facilitate connection of an existing single family residence to the sewer system of the District. The proposal has 100% consent of property owners. (APN: 060-333-001)

ADOPTED RESOLUTION #05-10

APPROVED: H-W-M-L-K

g) *Wine Country Avenue No. 5 District Annexation to the Napa Sanitation District (Action)*

The Commission will consider a resolution approving annexation of approximately 5.1 acres of residential territory to the Napa Sanitation District. The annexation is parcel-specific and consists of 5 parcels located within the City of Napa. The purpose of the annexation is to connect the four single-family residences in the subject territory to the sewer system of the District. The proposal has 100% consent of property owners. (APN: 035-511-012, 035-511-013, 035-511-014, 035-511-015, and 035-511-016)

ADOPTED RESOLUTION #05-11

APPROVED: H-W-M-L-K

h) *First Reading: Revision of Fee Schedule (Information)*

The Commission will receive a draft revision of the LAFCO fee schedule. It is proposed that the fee schedule be revised to eliminate certain distinctions between proposals that are exempt under the California Environmental Quality Act (CEQA) and those for which the Commission shall act as a responsible agency using a land use planning authority's negative declaration or environmental impact report. The proposed change will be considered for adoption at the Commission's June 6, 2005

COMMISSION APPROVED CONSENT CALENDAR ITEMS 6a THROUGH 6h.

APPROVED: H-W-M-L-K

7. PUBLIC HEARING

a) Appointment of Alternate Public Member to Fill Unexpired Four-Year Term (May 2004 – May 2008)

The voting members of LAFCO appointed by the Board of Supervisors and by the City Selection Committee will consider the appointment of an alternate member to represent the general public on the Commission. There are eight applicants for the position. (Government Code §56325(d) and §56331).

- **COMMISSIONER KAY RECUSED HIMSELF NOTING HE IS NOT ELIGIBLE TO VOTE ON THIS MATTER (AS THE REPRESENTATIVE OF THE GENERAL PUBLIC).**
- **CHAIR LUPORINI OPENED PUBLIC HEARING. COMMISSIONER MOSKOWITE NOMINATED WILLIAM CRAIN AND COMMISSIONER WAGENKNECHT NOMINATED SALLY KIMSEY. THE NOMINATIONS FAILED FOR LACK OF A SECOND.**
- **COMMISSIONER MARTIN PROPOSED ALLOWING ALL CANDIDATES PRESENT TO ADDRESS THE COMMISSION BEFORE PROCEEDING WITH THE NOMINATIONS. THE FOLLOWING CANDIDATES WERE PRESENT AND SPOKE TO THE COMMISSION:**

**WENDY WARD
WILLIAM CRAIN
SALLY KIMSEY
RENAME HALLIDAY
MELINDA MENDELSON
BRIAN KELLY
MARTHA BLACKARD**

- **THE COMMISSION DISCUSSED PROCEDURES TO MAKE ITS APPOINTMENT AND AGREED TO USE A WRITTEN BALLOT PROCESS. CHAIR LUPORINI SUGGESTED THAT EACH COMMISSIONER USE THEIR WRITTEN BALLOT TO INDICATE THEIR 1ST AND 2ND CHOICE FROM THE CANDIDATE LIST. STAFF RECOMMENDED A MOTION BE MADE TO FORMALLY ADOPT THE SELECTION PROCEDURE DISCUSSED. ON A MOTION BY COMMISSIONER MARTIN, WITH A SECOND FROM COMMISSIONER WAGENKNECHT, THE COMMISSION UNANIMOUSLY VOTED TO ADOPT THIS PROCEDURE.**
- **BALLOTS WERE CAST AND SUBMITTED TO THE COMMISSION SECRETARY. THE VOTES WERE TALLIED AND ANNOUNCED. WILLIAM CRAIN (3 VOTES) AND MELINDA MEDELSON (2 VOTES) WERE SELECTED TO BE THE FINAL CANDIDATES.**
- **THE COMMISSION AGREED TO CAST A SECOND WRITTEN BALLOT TO SELECT ITS APPOINTEE FROM THE FINAL TWO CANDIDATES: WILLIAM CRAIN RECEIVED 3 OUT OF 4 VOTES. IT WAS DECLARED THAT 1 CITY MEMBER VOTE AND 2 COUNTY MEMBER VOTES WERE RECEIVED, AS REQUIRED BY CALIFORNIA GOVERNMENT CODE SECTION 56325(d).**
- **A MOTION WAS MADE BY COMMISSIONER MARTIN TO APPOINT WILLIAM CRAIN TO ALTERNATE PUBLIC MEMBER. MOTION SECONDED BY COMMISSIONER MOSKOWITE.**
- **CHAIR LUPORINI THANKED CANDIDATES FOR THEIR PARTICIPATION.**

APPROVED: M-W-L-H

7. PUBLIC HEARING continued:

b) **Adoption of FY05-06 Preliminary Budget**

The Commission will consider a resolution adopting a preliminary budget for Fiscal Year 2005-2006 (Government Code §56381)

ADOPTED RESOLUTION #05-12

**APPROVED: W-H-M-K-L
N**

8. COMMISSION ACTION ITEMS

a) ***West F Street City Annexation to the City of Napa***

The Commission will consider a resolution approving annexation of two distinct areas within an unincorporated island to the City of Napa. Area #1 is parcel-specific consists of 5 adjacent parcels totaling approximately 8.29 acres and containing 5 single family residences. Area #2 is parcel-specific and consists of an approximately 1.45-acre parcel that contains a single-family residence. The City initiated annexation proceedings at the request of a developer that is considering a residential subdivision within Area #1. No specific underlying development project is proposed at this time. The Commission will consider issues that may require modification of the proposed boundaries of the subject territory. (APN: 042-270-003, 042-270-004, 042-270-005, 042-270-006, 042-290-001, and 042-290-024)

THE COMMISSION APPROVED ALL THREE STAFF RECOMMENDATIONS.

ADOPTED RESOLUTION #05-13

APPROVED: K-M-W-H-L

b) **Comprehensive Study of the City of Napa: Service Review Report**

The Commission will review determinations prepared as part of the municipal service review for the City of Napa. The Commission will consider the report of staff and may make related determinations as required by California Government Code §56430.

ADOPTED RESOLUTION #05-14

APPROVED: M-H-K-W-L

c) **Legislative Report**

The Commission will receive a report on bills in the California Legislature and consider adoption of positions.

COMMISSION APPROVED STAFF RECOMMENDATION. APPROVED: H-W-K-M-L

9. COMMISSION DISCUSSION

a) **Report of Independent Audit for Fiscal Year Ending June 30, 2004**

The Commission will receive the final report of the firm Bartig, Basler & Ray concerning the 2003-04 Fiscal Year.

COMMISSION RECEIVED REPORT. COMMISSIONER KAY COMMENDED STAFF ON THE MANAGEMENT OF THE LAFCO BUDGET.

b) **Public Workshop: Comprehensive Study of the City of Napa: Sphere of Influence Report**

The Commission will review a report prepared as part of the *Comprehensive Study of the City of Napa*.

No substantive actions are proposed.

COMMISSION RECEIVED REPORT AND A SUPPLEMENTAL REPORT.

c) **Public Workshop: Comprehensive Study of Napa River Reclamation District: Service Review Report**

The Commission will review a report prepared as part of the *Comprehensive Study of the Napa River Reclamation District*. No substantive actions are proposed.

PUBLIC WORKSHOP HELD. DISCUSSION WAS HELD BETWEEN COMMISSION AND RESIDENTS OF THE DISTRICT.

d) **LAFCO Studies: Service Reviews, Sphere of Influence Updates, and Governance Studies**

The Commission will receive an oral report about the schedule for various studies being conducted by staff, most notably the *Comprehensive Study of Landscaping and Lighting Districts*, which staff anticipates releasing in April.

COMMISSION RECEIVED REPORT.

10. CLOSED SESSION
NONE.

11. INFORMATION ITEMS/NEW BUSINESS/COMMISSIONER COMMENTS
NONE.

12. ADJOURNMENT TO NEXT REGULAR MEETING OF JUNE 6, 2005.

LORI LUPORINI
Chair

ATTEST:

DANIEL SCHWARZ
Executive Officer

CLERK OF THE COMMISSION

KATHY MABRY
Commission Secretary

Key

Members: **L** = Lori Luporini; **D** = Bill Dodd; **K** = Guy Kay; **W** = Brad Wagenknecht

Alternates: **M** = Harry Martin; **H** = Harold Moskowitz

Notations Under Vote: **N** = No; **X** = Excused; **A** = Abstained

The making of the motion and second are reflected respectively in the order of the recorded vote.